

Fair Political Practices Commission

Memorandum

To: Chairman Randolph, Commissioners Downey, Knox and Karlan

From: Andy Domek, Executive Fellow
Mark Krausse, Executive Director

Subject: Legislative Report

Date: April 27, 2003

The Legislature is wrapping up policy committee hearings in preparation for its annual two-week moratorium on those hearings in order to focus on passage of the state budget.

The Commission is asked to consider the following action items for the purpose of communicating an agency position on these legislative measures:

Action Items

Bill No.	Author	Title	Introduced/Amended
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Late Contribution Bills

AB 190 Parra Political Reform Act: Late Contributions Amended 3/25/03
Adds contributions made to or received by a political party committee before the date of any election in which a state candidate is voted on, but after the closing date of the last campaign statement required to be filed before an election to the PRA's definition of a late contribution.
Urgency clause. In Senate awaiting assignment to Elections Committee.
Recommendation: Support if amended.

SB 1072 Burton Political Reform Act: Late Contributions Introduced 3/13/03
Adds contributions made to or received by a political party committee after the closing date of the last campaign statement required to be filed before an election to the definition of late contribution. **Urgency clause. In Assembly, awaiting assignment to Elections Committee.**
Recommendation: Support if amended.

Proposition 34 Related Bills

AB 1501 Levine Voluntary expenditure limits Introduced 2/21/03
Allows a state candidate to change his or her statement accepting or rejecting the voluntary expenditure limits at any time prior to the deadline for filing nomination papers, provided that he or she has not exceeded the voluntary limits. **In Senate, awaiting assignment to Elections.**
Recommendation: Support if amended.

SB 467 Johnson Last-term-officeholder fundraising Introduced 2/20/03
Allows an elected state officer serving his or her last term to accept contributions to pay for expenses associated with holding that office. The contributions are subject to Prop. 34 limits.
In Senate Elections. Hearing set: 4/30/03. Recommendation: Support if amended.

Action Items (continued)

Bill No.	Author	Title	Introduced/Amended
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Other Bills Requiring Action

AB 419 PERS Committee Teachers Retirement Board: elections Introduced 2/14/03
Adds members elected to the Teachers' Retirement Board to the definitions of "Elective Office" and "State Elective Office," thereby triggering certain filing requirements for candidates for and holders of those offices. **Urgency clause. Passed Assembly Elections, to Assembly Appropriations with recommendation "to consent." Hearing set: April 30, 2003.**
Recommendation: Oppose unless amended.

AB 1678 Negrete-McLeod Amended 4/3/03
This bill would apply to all public officials the PRA's ban on the influencing of any governmental decision relating to those with whom a public official is negotiating, or has any agreement concerning, future employment. **Passed Assembly Elections, Appropriations with recommendation "to consent." Recommendation: Support if amended.**

SB 641 Brulte Campaign expenditures: telephone advocacy Amended 3/27/03
This bill would change the definition of "mass mailing" found in the Act from "mail" to a specific definition of what items delivered to a person constitute a mass mailing. It also adds language to the act prohibiting the expenditure by a candidate, committee or slate mail organization for anonymous telephone advocacy for a candidate, ballot measure, or referendum. This would not apply to telephone calls made by the candidate, campaign manager, or volunteers. **Urgency clause. Passed Senate Elections, to Committee on Appropriations.**
Recommendation: Support if amended.

Informational Items — Other Bills Amending the PRA

Bill No.	Author	Title	Introduced/Amended
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AB 1623 Longville Public Financing of Elections: Freedom Drafts Amended 4/21/03
Repeals the prohibition on using public funds to obtain elected office. Provides for the creation of "Freedom Drafts," defined as a claim on an amount in the State treasury, for an individual to make one or more contributions to an eligible recipient, on a form prescribed by the Secretary of State, in the amount of not less than \$10 each, and which in the aggregate do not exceed \$100 in a calendar year. **Failed passage in Assembly Elections; reconsideration granted.**

SB 530 Johnson SOS Lobbyist Directory Amended 4/23/03
Requires the Secretary of State to establish the Internet Directory of Lobbyists within sixty days after the start of each legislative session. **To be heard in Senate Elections on 4/30/03.**

Informational Items — Other Bills Amending the PRA (cont'd)

Bill No.	Author	Title	Introduced/Amended
SB 604	Perata	Cumulative contributions	Amended 4/9/03
Reintroduction of SB 3 (Commission sponsored) of last session, along with several other provisions. Defines “cumulative contributions” to be those contributions received beginning 12 months prior to the date the committee made its first expenditure to qualify, support, or oppose the measure and ending within seven days of the time the advertisement is sent to the printer or broadcast station. Also modernizes the language of the Act relating to the filing of a statement of organization by deleting a reference to filing by telegram, and adds methods for filing, including facsimile transmission and guaranteed overnight delivery. Urgency clause. To be heard in Assembly Appropriations 4/28/03. Commission Position: Sponsor			
SB 733	Johnson	Political Reform Act spot bill	Introduced 2/21/03
Placeholder measure. In Senate Rules Committee for assignment.			